

MELINDA HAAG (CABN 132612)
United States Attorney

J. DOUGLAS WILSON (DCBN 412811)
Chief, Criminal Division

KYLE F. WALDINGER (ILBN 6238304)
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055
San Francisco, California 94102-3495
Telephone: (415) 436-6830
Fax: (415) 436-7234
Email: kyle.waldinger@usdoj.gov

Attorneys for United States of America

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

| | | |
|---------------------------|---|--|
| UNITED STATES OF AMERICA, |) | No. CR 14-0493 JST |
| |) | |
| Plaintiff, |) | STIPULATION AND [PROPOSED] ORDER |
| |) | DOCUMENTING EXCLUSION OF TIME |
| v. |) | |
| |) | |
| MICHAEL Q. MAI, |) | |
| |) | |
| |) | |
| Defendant. |) | |

With the agreement of the parties, the Court enters this order (1) re-setting the initial status conference date in district court from November 4, 2014, to November 21, 2014; and (2) documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from November 4, 2014, to November 21, 2014. The parties stipulate, and the Court finds and holds, as follows:

1. The parties made their initial appearance before the duty magistrate judge on October 14, 2014. The defendant was arraigned on the Indictment and entered a not guilty plea. The court scheduled the parties' first appearance before the then-assigned district court judge, the Honorable William H. Alsup, for November 4, 2014. The court excluded time under the Speedy Trial Act from October 14, 2014, to November 4, 2014, for effective preparation of defense counsel.

2. On or about October 16, 2014, this case was re-assigned to the Honorable Jon S. Tigar

STIPULATION AND ~~[PROPOSED]~~ ORDER
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1 pursuant to the District's related-case rule. Based on this re-assignment, the parties request that this
2 matter be placed on the Court's calendar on Friday, November 21, 2014, at 9:30 a.m. in Oakland.

3 3. The parties also request that the Court make a finding of excludable time under the
4 Speedy Trial Act for the period November 4, 2014, to November 21, 2014. The United States will be
5 producing several thousand pages of discovery to the defense. Defense counsel will need time to review
6 this discovery and investigate the case.

7 4. Based on these facts, the Court finds that, taking into the account the public interest in the
8 prompt disposition of criminal cases, excluding time between November 4, 2014, and November 21,
9 2014, is necessary for effective preparation of defense counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv).
10 Given these circumstances, the Court finds that the ends of justice served by excluding the period from
11 November 4, 2014, to November 21, 2014, outweigh the best interest of the public and the defendant in
12 a speedy trial. 18 U.S.C. § 3161(h)(7)(A). Accordingly, the Court orders that the period from
13 November 4, 2014, to November 21, 2014, be excluded from Speedy Trial Act calculations under 18
14 U.S.C. §§ 3161(h)(1)(D) and 3161(h)(7)(A) and (B)(iv).

15 SO STIPULATED.

16 DATED: October 17, 2014

MELINDA HAAG
United States Attorney


17
18 /s/
19 KYLE F. WALDINGER
Assistant United States Attorney

20
21 DATED: October 17, 2014

/s/
22 BRANDON M. LeBLANC
23 Counsel for the defendant
24 MICHAEL Q. MAI

25 IT IS SO ORDERED.

26 DATED: October 20, 2014

27 
28 HON. JON S. TIGAR
United States District Judge